

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS Walt et al.

FOR: POLYMERIC MICROSPHERES

Mail Stop Patent Application

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

**REQUEST FOR FILING A CONTINUING UTILITY APPLICATION
UNDER 37 C.F.R. §1.53(b)**

1. This is a request for filing a continuation patent application under 37 C.F.R. §1.53(b). This patent application is a continuation of U.S. Patent Application No. 10/033,389, filed October 25, 2001.
2. Priority to the above application is claimed under:
☒ 35 U.S.C. §120
This application is a Continuation of U.S. Patent Application Serial No. 10/033,389, filed October 25, 2001.

APPLICATION ELEMENTS:

3. ☒ Specification Total Pages: 37
Specification (30 pages); Claims (6 pages); Abstract (1 page); and
Formal Drawings, 19 sheets, FIGS.1A - 19
4. ☒ Declaration (total pages: 3 Counterparts; 9 pgs.)
☒ Copy from a prior application (37 C.F.R. §1.63(d))
5. ☒ Information Disclosure Statements with Forms 1449 filed for USSN
on May 3, 2002 (6 pgs.) a Supplemental IDS filed on May 5, 2003 (4 pgs.).
6. ☒ Information Disclosure Statement and Accompanying Form PTO-1449 (1 pg.)
7. ☒ Incorporation by reference

The entire disclosure of the prior application, from which a copy of the declaration is supplied, is part of the disclosure of the accompanying application and is hereby incorporated by reference.



ACCOMPANYING APPLICATION PARTS:**8. Fee Calculation:**

9. ☒ Preliminary Amendment (4 pgs.)
 A Preliminary Amendment is enclosed herewith. Please enter the claim amendments prior to calculating the filing fee.

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. §1.16(a) \$770.00
Total Claims (37 C.F.R. §1.16(c))	60	- 20 =	40	\$18.00	\$720.00
Independent Claims (37 C.F.R. §1.16(b))	5	- 3 =	2	\$84.00	\$168.00
Multiple Dependent Claims, if any (37 C.F.R. §1.16(d))	0			\$280.00	\$0.00
SUBTOTAL:					\$1658.00
Reduction by 50% for filing by small entity:					-\$829.00
TOTAL FEE:					\$829.00

10. ☒ A check in the amount of **\$829.00** is enclosed.
11. ☒ The Commissioner is hereby authorized to credit overpayments or charge any additional fees to Deposit Account No. 50-0311, Ref. No. 21629-003CON.
12. ☒ Return Receipt Postcard Enclosed.

Respectfully submitted,



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Walt et al.
SERIAL NUMBER : 10/033,389 EXAMINER : Not Yet Assigned
FILING DATE : October 25, 2001 ART UNIT : 1615
FOR : Polymeric Microspheres

BOX IDS

Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

1. Information Disclosure Statement (2 pages), in duplicate;
2. Modified Form 1449/PTO (3 pages), in duplicate;
3. Copies of cited references A1-A4, B1 and C1-C81; and
4. Return Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 21629-003. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,



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Dated: May 3, 2002